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BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

COMMISSIONERS

Bob Stump – Chairman

Brenda Burns

Bob Burns

Susan Bitter Smith

David Sisneros,

Dino Sisneros

Complainant,

Vs

Tucson Electric Power Company

Respondent

2013 SEP 26 P 12:47

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

SEP 26 2013

DOCKETED BY	
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Docket no. E-01933A-13-0283

Sisneros response to

motion to Dismiss

Dino Sisneros hereby so called alleged debtor David Sisneros targeted party of TEP Dino Sisneros hereby Pro Per Defendant special appearance for DINO SISNEROS who was the formal complainant as set forth by ACC formal complaint establishes Dino Sisneros as true complainant and so called Debtor. Ask for this response to be vacated and dismissed with prejudice and relieve David Sisneros of any further violations Arizona constitution /ucc 1-308 , 1-103 all rights reserved.

ANSWER/ AFFIRMATIVE DEFENSE

TEP is trying to collect said amount I dispute in entirely and continuously which is confirmed as a oral contract to be an oral contract which is **timed barred arizona title 12 ch 5 article 3 (A.R.S 12-540)** by Arizona statues of limitation on collection of debt. By **Strong Arm Tactics and scare the consumer or debtor who is unaware of her or his rights**. Tep has clearly forfeited any remedy or recourse by not following proper procedure on collection by law nor did they seek judgement or any legal action to confirm said debt alleged by TEP. TEP acting as a monopoly to make debtor cave or succumb by means of intimidation and duress is not just cause but mere want . TEP violated the law by denying customer, not transferring the services to an LLC clear violation . Which acknowledges a separate entity than individual by doing so violated the administrative code governed by the state of Arizona ACC guidelines. TEP also violated fair debt collection act practices .violated communication with 3rd parties discussing nature of the debt (other than the consumers attorney or spouse) mike vossough who is agent for llc which under purchase contract with Dino Sisneros was contacted which was stipulated in answer. Seeking unjustified amounts which include demanding any amounts not under applicable contract. Or as provided under applicable law(16) causing a telephone to ring or engaging any person in telephone conversation repeatedly or continuously. As for the claim of damaging transformer a police report was

made describing the individuals reliable for said damage and excluded Dino Sisneros from any wrong doing has been established and that is why tep did not try to collect monies for said damage stated on numerous calls from TEP Brian, Cara Roll who repeatedly said that do not conform or have to abide by Arizona laws as well as TEP Counsel Stated as well when I asked if they were OBAMA as far as I know this corporation is located in Arizona and would have to adhere to the Arizona laws and statues but let it be said by the commission regarding these issues.

With intent to annoy, abuse, or harass any person at that called number.

ARIZONA PRIVACY LAWS

TITLE 32>CH. 38 PRIVACY RIGHTS TITLE 44 > CH. 9 ARTICLE 17 CONFIDENTIALITY OF PERSONAL IDENTIFYING INFORMATION.

U.S CODES Provisions privacy and data securitytitle 15> ch. 94 privacy

Title 42> ch.21A privacy protection

Title 42 ch.21Eprivacy and civil liberties protection and oversight .

Never did MR. or MRs. Sisneros consent to allowing tep to contact any 3rd parties or release any information regarding any acct. or personal information to be released with out prior consent.

COUNTERCLAIM FOR DAMAGES

CONTERCLAIM IN THE AMOUNT OF \$9,9 00. IN ALL VILOATIONS SET FORTH IN THIS MOTION FOR MENTAL ANGUISH, VIOLATIONS OF PRIVACY ACT ,RELEASING OF PERSONAL INFORMATION TO 3RD PARTIE ,HARRASMENT, EXTORTION ,LOSS OF TIME, LEGAL COST RENDERED BY PRO PER LITIGANT Dino Sisneros as well as improper venue of said prior acts that are nothing more than a smear campaign to deter away from case at hand this case is proceeding to 9 circuit for remedy I am ashamed for the attorneys that had the tenacity, gull to use this as a technique to sway from the facts.

Hereby Respectfully as the commission to dimiss with prejudice any amounts based on the facts presented here and set forth in this motion . ask for counterclaim set forth to be for remedy and recourse as stated in uniform commercial code ,fair debt collection act, Arizona privacy laws FTC LAWS AS THEY STAND.

Respectfully ,

Dino Sisneros

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